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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert M. Garbaccio et al.

Serial No.: 10/593,504 ✓ **Case No.:** 21607P

Filed: September 20, 2006

For: MITOTIC KINESIN INHIBITORS

Art Unit:
1621

Examiner:
S. A. Barts

Mail Stop: Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

ELECTION IN RESPONSE TO ELECTION REQUIREMENT

Sir:

The following remarks are in response to an Office Action that was mailed on October 23, 2008, and which has an unextended period of response that expires on November 23, 2008.

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450, ON THE DATE APPEARING BELOW.

MERCK & CO., INC

MAILED BY: Barbara Muller DATE: 10-29-08